

SENT TO THE GOVERNOR

April 27, 1939

House Bill No. 851.

House Bill No. 286.

SIXTY-FOURTH DAY

(Continued)

(Friday, April 28, 1939)

IN COMMITTEE OF THE WHOLE
HOUSE

(Mr. Thornton, chairman, in the Chair.)

IN THE HOUSE

(Mr. Leonard in the Chair.)

The House met and was called to order by Mr. Leonard.

Mr. Thornton, Chairman of the Committee of the Whole House, reported to the House that the committee desired to rise and report progress.

LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Harrell of Bastrop was granted leave of absence for yesterday afternoon, on account of important business, on motion of Mr. Cornett.

Mr. Dean was granted temporary leave of absence for this morning, on account of important committee work, on motion of Mr. Leonard.

Mr. Wilson was granted leave of absence for this morning, on account of important business, on motion of Mr. McNamara.

HOUSE BILL NO. 50 ON PAS-
SAGE TO ENGROSSMENT

The Chair laid before the House, as pending business, on its passage to engrossment,

H. B. No. 50, A bill to be entitled "An Act providing for licensing of operators, commercial operators and chauffeurs; defining certain terms; providing for certain exemptions; prohibiting issuance of licenses to certain persons; making it unlawful for certain persons to operate a school bus or any motor vehicle while in use as a public or common carrier of persons; providing for application for operators', commercial operators' and chauffeurs' licenses; providing for

signing of application of minors and cancellation of minors' license upon application, and/or death of signatory; providing for examinations of applicants for operators', commercial operators' and chauffeurs' licenses, providing for the issuance of operators', commercial operators' and chauffeurs' licenses, and duplicates thereof; providing for the issuance of restricted operators', commercial operators' and chauffeurs' licenses, providing a penalty for a violation of the restrictions imposed and for the revocation or suspension of restricted licenses; relating to the carrying of a license by the licensee and exhibiting same, etc., and declaring an emergency."

The bill having been read second time on last Monday with amendment by Mr. Hull, pending.

Mr. Thornberry offered the following amendment to the amendment by Mr. Hull:

Amend the Hull substitute to House Bill No. 50, by striking Section 13 of said substitute and substituting in lieu thereof, the following:

"Sec. 13. License to be carried and exhibited on demand.

Every licensee shall have his operator's, commercial operator's or chauffeur's license in his immediate possession at all times when operating a motor vehicle and shall display the same, upon demand of a magistrate or any officer of a court of competent jurisdiction or any peace officer. It shall be a defense to any charge under this Section that the person so charged produce in court an operator's, commercial operator's or chauffeur's license theretofore issued to such person and valid at the time of his arrest."

Mr. McAlister moved to table the amendment by Mr. Thornberry.

The motion to table was lost.

Question then recurring on the amendment by Mr. Thornberry, it was adopted.

Mr. Thornberry offered the following amendment to the amendment by Mr. Hull:

Amend Hull substitute for House Bill No. 50 on page 5, Section 6(b), by striking out the following words, beginning on line 2: "and shall bear, for the purpose of more positive identification, and in order to prevent fraud, and for the purpose of a more

rigid enforcement of this Act and other laws pertaining to motor vehicles, finger prints of each applicant taken by such method as the Director may specify."

Mr. Hull moved to table the amendment.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—42

Alsup	Johnson of Tarrant
Bradford	Kern
Bray	Kersey
Bridgers	King
Burney	McAlister
Clark	McDaniel
Cleveland	McFarland
Cockrell	Montgomery
Colquitt	Newell
Crossley	Nicholson
Davis of Upshur	Reader of Bexar
Dickison	Reader of Erath
Donaghey	Riviere
Galbreath	Robinson
Gordon, Mrs.	Segrist
Hale	Smith of Frio
Harper	Stoll
Hartzog	Taylor
Holland	Turner
Hull	Vint
Isaacks	Voigt

Nays—83

Allen	Ferguson
Allison	Fuchs
Bailey	Gilmer
Baker	Goodman
of Fort Bend	Hamilton
Baker of Grayson	Hankamer
Boethel	Hardeman
Bond	Hardin
Boyd	Harp
Boyer	Harrell of Bastrop
Bradbury	Harris
Brown of Cherokee	Heflin
Bundy	Howard
Burkett	Howington
Cauthorn	Hunt
Chambers	Johnson of Ellis
Coleman	Keith
Colson, Mrs.	Kennedy
Cornett	Kerr
Daniel	Langdon
Davis of Jasper	Lehman
Derden	Leyendecker
Dickson	Little
Dowell	Lock
Dwyer	London
Faulkner	Mays
Felty	McMurry

McNamara	Smith
Mohrmann	of Matagorda
Monkhouse	Spencer
Morris	Talbert
Pace	Tarwater
Petsch	Tennant
Pevehouse	Thornberry
Pope	Thornton
Reed	Waggoner
Rhodes	Weldon
Roach	Wells
Roberts	Westbrook
Russell	Wood
Schuenemann	Worley
Skiles	Wright
Smith of Hopkins	

Present—Not Voting

Brown
of Nacogdoches

Absent

Anderson	McDonald
Bell	Oliver
Broadfoot	Ragsdale
Celaya	Reaves
Corry	Shell
Fielden	Stinson
Harrell of Lamar	Vale
Kinard	White
Loggins	Winfree

Absent—Excused

Blankenship	Piner
Dean	Wilson

Question then recurring on the amendment by Mr. Thornberry, it was adopted.

Mr. Hull offered the following amendment to the amendment:

Amend substitute for House Bill No. 50, by adding a new paragraph under Section 3 to be known as paragraph 7:

"Paragraph 7. Any employee of the State of Texas, or of any municipality, or other governmental subdivision of the State of Texas, or any employee of the United States Government, whose occupation requires the operation of any motor-driven vehicle, shall be exempt from the payment of a chauffeur's license, but must have in his possession at all times a driver's license, as prescribed under this Act."

The amendment was adopted.

Mr. Thornberry offered the following amendment to the amendment:

Amend Hull substitute for House Bill No. 50, page 8, line 1, of Section

19(a), by striking out the words and figures "three (3)," and substitute in lieu thereof, the words and figures "two (2)," and on page 9, line 2, by striking out the words and figures "One (\$1.00)" and substituting in lieu thereof, the words and figures "fifty (\$0.50) cents."

Mr. Kersey moved the previous question on the pending amendments, and the engrossment of House Bill No. 50, and the motion was not seconded.

Mr. McAlister raised a point of order, on further consideration of House Bill No. 50, at this time, on the ground that the time for the special order on House Bill No. 308 has arrived.

The Chair sustained the point of order.

Question—Shall the amendment by Mr. Thornberry be adopted?

HOUSE BILL NO. 308 ON SECOND READING

The Chair laid before the House, as special order, on its second reading, and passage to engrossment,

H. B. No. 308, A bill to be entitled "An Act declaring the policy of the State in regard to the extension and development of free public library service in all parts of the State; providing for a Texas Library and Historical Commission of six (6) members; creating a Division of Public Libraries in the Texas State Library; stating the purpose, powers and duties of the Commission, the State Librarian and Division Directors, and requiring annual reports including a survey of public library facilities in the State; providing for the administration of State aid to free public libraries; providing for a State Board of Library Examiners for the certification of public librarians; revising the county library laws and providing for combined county and school libraries; amending Articles 5434, 5435, 5436, 5441, 5445, 5446, 1678, 1679, 1686, 1687 and 1694 of the Revised Civil Statutes of 1925; repealing Article 1682; amending Title 89 of the Revised Civil Statutes of 1925 by adding thereto new Sections to be known as Articles 5446a and 5446b, and amending Title 35 by adding thereto a new Section to be known as Article 1694a, and declaring an emergency."

The bill was read second time.

Mr. Bradbury offered the following amendments to the bill:

Amend House Bill No. 308, page 2, line 37, by striking out the word "Section," and inserting in lieu thereof, the word "Division".

Amend House Bill No. 308, page 3, line 35, by striking out the word "Section," and inserting in lieu thereof, the word "Division."

Amend House Bill No. 308, page 4, line 4, by striking out the word "Section," and inserting in lieu thereof, the word "Division."

Amend House Bill No. 308, page 4, line 14, by adding after the word "Statutes," and before the word "of," the following: "of 1925."

Amend House Bill No. 308, page 4, line 27, by striking out the word "annual", and inserting in lieu thereof the word "biennial".

Amend House Bill No. 308, page 4, line 28, by striking out the word "annual" and inserting in lieu thereof the word "biennial".

Amend House Bill No. 308, page 4, line 30, by striking out the word "to" and inserting in lieu thereof the word "of".

Amend House Bill No. 308, page 5, line 31, by striking out the word "Section" and inserting in lieu thereof the word "Division".

Amend House Bill No. 308, page 7, line 15, by adding after the word "libraries" and before the word "shall" the following: "of this State. As the term is used herein free public libraries".

Amend House Bill No. 308, page 7, line 16, by striking out the words "both free and public and" and inserting in lieu thereof the following: "giving public service and which".

Amend House Bill No. 308, page 8, line 10, by inserting after the word "Texas" the following: "and may in writing adopt rules and regulations not inconsistent with the law for its government and for carrying out the purpose of this title".

Amend House Bill No. 308, page 9, line 26, by adding after the word "preceding" the word "fiscal".

Amend House Bill No. 308, page 10, line 13, by adding after the word "affirmative" the word "majority".

The amendments were severally adopted.

Mr. Thornton offered the following amendment to the bill:

Amend House Bill No. 308, by striking out the words "or on its own initiative" wherever they appear in the bill.

The amendment was adopted.

Mr. Wood offered the following amendment to the bill:

Amend House Bill No. 308, page 9, Section 11, line 7, by changing the word "shall" to the word "may".

The amendment was adopted.

Mr. Wright offered the following amendment to the bill:

Amend House Bill No. 308, by adding a new Section on page 9 to be known as Section 11-A:

"It is provided that aid shall be granted to all the counties where the Federal Government has purchased as much as thirty-three and one-third (33 1/3 %) per cent of land and removed same from the tax rolls without said county voting any taxes or making any financial support other than the donation to the library program."

WRIGHT,
WESTBROOK,
OLIVER.

The amendment was adopted.

Mr. Boyd offered the following amendment to the bill:

Amend House Bill No. 308, page 8, and at the end of Section 7, by adding the following:

"The provisions of this Act shall apply as well to adult schools supported by the United States Government."

The amendment was adopted.

Mr. Derden offered the following amendment to the bill:

Amend House Bill No. 308, Section 11, by inserting between the words "towns" and "already" in line 12, page 9, the word "not".

The amendment was adopted.

Mr. McNamara offered the following amendment to the bill:

Amend House Bill No. 308, by striking out of Section 2, page 2, starting on line 13, the following: "actual expenses of members incurred in attending meetings of the Commission shall be paid".

On motion of Mr. Bradbury, the amendment was tabled.

(Speaker in the Chair.)

Mr. McNamara offered the following amendment to the bill:

Amend House Bill No. 308, by striking out all of Section 2 and substituting in lieu thereof the following:

"The State Historical Board shall constitute and be the Texas Library and Historical Commission."

On motion of Mr. Bradbury, the amendment was tabled.

Mr. Corry moved the previous question, on the engrossment of House Bill No. 308, and the main question was ordered.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 308 was then passed to engrossment.

HOUSE BILL NO. 308 ON THIRD READING

Mr. Bradbury moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 308 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Allison	Crossley
Alsup	Davis of Jasper
Anderson	Davis of Upshur
Bailey	Derden
Baker	Dickison
of Fort Bend	Donaghey
Baker of Grayson	Dowell
Blankenship	Dwyer
Boethel	Faulkner
Bond	Felty
Boyd	Ferguson
Boyer	Fielden
Bradbury	Fuchs
Bray	Galbreath
Bridgers	Gilmer
Brown	Goodman
of Nacogdoches	Gordon, Mrs.
Bundy	Hale
Burkett	Hamilton
Burney	Hankamer
Cauthorn	Hardeman
Celaya	Hardin
Clark	Harper
Cleveland	Harrell of Bastrop
Cockrell	Harrell of Lamar
Coleman	Harris
Colquitt	Hartzog
Colson, Mrs.	Heflin
Cornett	Holland

Howard	Reader of Erath	Baker of Grayson	Kern
Howington	Reaves	Blankenship	Kerr
Hull	Reed	Boethel	Kersey
Hunt	Rhodes	Bond	Kinard
Isaacks	Riviere	Boyd	King
Johnson of Ellis	Roach	Boyer	Langdon
Johnson of Tarrant	Roberts	Bradbury	Lehman
Keith	Robinson	Bray	Leonard
Kennedy	Russell	Bridgers	Leyendecker
Kern	Schuenemann	Brown of Cherokee	Little
Kerr	Segrist	Brown	Lock
Kersey	Shell	of Nacogdoches	London
Kinard	Skiles	Bundy	Mays
King	Smith of Frio	Burkett	McDaniel
Langdon	Smith of Hopkins	Burney	McFarland
Lehman	Smith	Cauthorn	McNamara
Leonard	of Matagorda	Celaya	Mohrmann
Leyendecker	Spencer	Chambers	Monkhouse
Little	Stinson	Clark	Montgomery
Lock	Tarwater	Cleveland	Morris
London	Taylor	Cockrell	Newell
Mays	Thornberry	Coleman	Oliver
McDaniel	Thornton	Colson, Mrs.	Pace
McFarland	Turner	Cornett	Petsch
McNamara	Vale	Crossley	Pevehouse
Monkhouse	Vint	Davis of Jasper	Pope
Montgomery	Waggoner	Davis of Upshur	Ragsdale
Morris	Weldon	Derden	Reader of Erath
Newell	Wells	Dickison	Reaves
Oliver	Westbrook	Donaghey	Reed
Pace	White	Dowell	Rhodes
Petsch	Winfree	Dwyer	Riviere
Pevehouse	Wood	Faulkner	Roach
Pope	Worley	Felty	Roberts
		Ferguson	Robinson
		Fielden	Russell
		Fuchs	Schuenemann
		Galbreath	Segrist
		Gilmer	Shell
		Goodman	Skiles
		Gordon, Mrs.	Smith of Frio
		Hale	Smith of Hopkins
		Hamilton	Spencer
		Hankamer	Stinson
		Hardeman	Stoll
		Hardin	Tarwater
		Harp	Taylor
		Harper	Thornberry
		Harrell of Bastrop	Thornton
		Harrell of Lamar	Turner
		Harris	Vale
		Hartzog	Vint
		Heflin	Voigt
		Holland	Waggoner
		Howard	Weldon
		Howington	Wells
		Hull	Westbrook
		Hunt	White
		Isaacks	Winfree
		Johnson of Ellis	Wood
		Johnson of Tarrant	Worley
		Keith	Wright
		Kennedy	

Bradford	McAlister
	Absent
Allen	McMurry
Bell	Mohrmann
Broadfoot	Nicholson
Brown of Cherokee	Ragsdale
Chambers	Reader of Bexar
Corry	Stoll
Daniel	Talbert
Dickson	Tennant
Harp	Voigt
Loggins	Wright
McDonald	
	Absent—Excused
Dean	Wilson
Piner	

The Speaker then laid House Bill No. 308 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—129	
Allen	Bailey
Allison	Baker
Anderson	of Fort Bend

Nays—3

Alsup
Bradford

McAlister

Absent

Bell
Broadfoot
Colquitt
Corry
Daniel
Dickson
Loggins
McDonald

McMurry
Nicholson
Reader of Bexar
Smith
of Matagorda
Talbert
Tennant

Absent—Excused

Dean
Piner

Wilson

Mr. Anderson moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

**MOTION TO PLACE SENATE JOINT
RESOLUTION NO. 12 ON SEC-
OND READING**

Mr. Thornton moved that the necessary Rules be suspended, for the purpose of taking up, and considering, at this time, until finally disposed of,

S. J. R. No. 12, Proposing an amendment to Article 3 of the Constitution of the State of Texas by adding thereto a Section to be known as Section 51-E, the purpose of which is to provide for the assessment and collection of a Social Security Tax.

Mr. White moved that the House adjourn until 10:00 o'clock a .m., next Monday.

The motion to adjourn was lost.

The motion of Mr. Thornton, to suspend the Rules, was then lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—85

Allison
Alsup
Bailey
Blankenship
Bond
Boyer
Bradbury
Bradford
Broadfoot
Brown of Cherokee
Bundy
Burkett
Celaya
Chambers

Clark
Cleveland
Cockrell
Coleman
Colquitt
Colson, Mrs.
Corry
Crossley
Davis of Jasper
Dean
Donaghey
Dwyer
Ferguson
Fielden

Fuchs
Galbreath
Gilmer
Goodman
Hamilton
Hankamer
Hardin
Harp
Harper
Harrell of Bastrop
Harrell of Lamar
Hartzog
Holland
Howington
Hull
Hunt
Johnson of Ellis
Johnson of Tarrant
Kennedy
Kerr
Kersey
Kinard
King
Lehman
Leonard
Little
London
McAlister
McDaniel

McFarland
McMurry
Monkhouse
Montgomery
Oliver
Pace
Petsch
Pevehouse
Reader of Erath
Rhodes
Roberts
Russell
Schuenemann
Shell
Skiles
Smith of Frio
Smith of Hopkins
Smith
of Matagorda
Spencer
Tarwater
Taylor
Thornton
Turner
Vale
Voigt
Westbrook
Winfree
Worley

Nays—56

Allen
Anderson
Baker
of Fort Bend
Baker of Grayson
Bell
Boethel
Boyd
Bray
Bridgers
Brown
of Nacogdoches
Cauthorn
Cornett
Daniel
Davis of Upshur
Derden
Dickison
Dowell
Faulkner
Felty
Gordon, Mrs.
Hale
Hardeman
Harris
Heflin
Howard
Isaacks
Keith

Kern
Langdon
Leyendecker
Lock
Mays
McNamara
Mohrmann
Morris
Newell
Nicholson
Pope
Reaves
Reed
Riviere
Roach
Robinson
Segrist
Stinson
Stoll
Talbert
Tennant
Thornberry
Vint
Waggoner
Weldon
Wells
White
Wood
Wright

Absent

Burney
Dickson

Loggins
McDonald

Ragsdale
Reader of Bexar

Absent—Excused

Piner

Wilson

MOTION TO SET HOUSE BILL NO. 770 FOR SPECIAL ORDER

Mr. Derden moved that House Bill No. 770 be set for special order at 10:30 o'clock a. m., next Tuesday.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—73

Allen	Kern
Allison	Kerr
Alsup	King
Baker	Langdon
of Fort Bend	Lehman
Blankenship	Leonard
Bond	London
Bradbury	McNamara
Brown	Mohrmann
of Nacogdoches	Monkhouse
Bundy	Morris
Burkett	Newell
Burney	Pevehouse
Chambers	Reader of Erath
Cleveland	Reed
Cockrell	Roach
Colquitt	Roberts
Cornett	Russell
Daniel	Segrist
Davis of Jasper	Skiles
Derden	Smith of Hopkins
Dowell	Spencer
Faulkner	Stinson
Felty	Stoll
Ferguson	Talbert
Fuchs	Taylor
Galbreath	Tennant
Hale	Thornton
Hamilton	Turner
Hardin	Vint
Harper	Voigt
Harrell of Lamar	Weldon
Holland	Wells
Hunt	Westbrook
Isaacks	White
Johnson of Ellis	Wood
Keith	Worley
Kennedy	

Nays—66

Anderson	Boyer
Bailey	Bradford
Baker of Grayson	Bray
Bell	Bridgers
Boethel	Broadfoot
Boyd	Brown of Cherokee

Cauthorn

Clark

Coleman

Colson, Mrs.

Corry

Crossley

Davis of Upshur

Dean

Dickison

Donaghey

Dwyer

Fielden

Gilmer

Goodman

Gordon, Mrs.

Hankamer

Hardeman

Harrell of Bastrop

Harris

Hartzog

Heflin

Howard

Howington

Hull

Johnson of Tarrant

Kersey

Kinard

Leyendecker

Little

Lock

Mays

McAlister

McDaniel

McDonald

McFarland

McMurry

Montgomery

Nicholson

Oliver

Pace

Petsch

Reaves

Rhodes

Riviere

Robinson

Schuenemann

Shell

Smith of Frio

Tarwater

Thornberry

Vale

Waggoner

Winfree

Wright

Absent

Celaya

Dickson

Harp

Loggins

Pope

Ragsdale

Reader of Bexar

Smith

of Matagorda

Absent—Excused

Piner

Wilson

MOTION TO SET SENATE JOINT RESOLUTION NO. 12 FOR SPECIAL ORDER

Mr. Thornton moved that Senate Joint Resolution No. 12 be set for special order at 10:30 o'clock a. m., next Tuesday.

The roll of the House was called, on the motion by Mr. Thornton, and the vote announced, as follows: yeas, 91; Nays, 49.

A verification of the vote was requested by Mr. Thornton.

Mr. Reader of Erath moved a call of the House, pending the verification, and the call was duly ordered.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted, as follows:

Yeas—92

Allison

Alsup

Bailey

Baker of Grayson

Blankenship	Kennedy
Boyer	Kinard
Bradbury	King
Bradford	Lehman
Broadfoot	Leonard
Brown of Cherokee	Little
Brown	Lock
of Nacogdoches	London
Bundy	McAlister
Burkett	McDaniel
Burney	McDonald
Celaya	McFarland
Chambers	McMurry
Clark	Montgomery
Cleveland	Nicholson
Cockrell	Oliver
Colquitt	Pace
Colson, Mrs.	Petsch
Corry	Pevehouse
Crossley	Reader of Erath
Davis of Jasper	Reaves
Dean	Reed
Donaghey	Rhodes
Dwyer	Roach
Ferguson	Roberts
Fielden	Russell
Fuchs	Schuenemann
Galbreath	Segrist
Gilmer	Shell
Goodman	Skiles
Hale	Smith of Frio
Hamilton	Smith of Hopkins
Hankamer	Smith
Hardin	of Matagorda
Harp	Spencer
Harper	Stinson
Harrell of Bastrop	Taylor
Harrell of Lamar	Thornton
Hartzog	Turner
Holland	Vale
Howington	Voigt
Hull	Westbrook
Hunt	White
Johnson of Ellis	Winfree
Johnson of Tarrant	Worley

Nays—48

Allen	Dowell
Baker	Faulkner
of Fort Bend	Felty
Bell	Gordon, Mrs.
Boethel	Hardeman
Bond	Harris
Boyd	Heflin
Bray	Howard
Bridgers	Isaacks
Cauthorn	Keith
Coleman	Kern
Cornett	Kerr
Daniel	Kersey
Davis of Upshur	Langdon
Derden	Leyendecker
Dickison	Mays

McNamara	Tennant
Mohrmann	Thornberry
Morris	Vint
Newell	Waggoner
Riviere	Weldon
Robinson	Wells
Stoll	Wood
Talbert	Wright
Tarwater	

Absent

Anderson	Pope
Dickson	Ragsdale
Loggins	Reader of Bexar
Monkhous	

Absent—Excused

Piner	Wilson
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(Pending the verification, Mr. Worley occupied the Chair, temporarily.)

(Speaker in the Chair.)

The Speaker announced that the motion by Mr. Thornton, to set Senate Joint Resolution No. 12 for special order, was lost.

ADDITIONAL SIGNER OF HOUSE BILL NO. 132

Mr. Taylor was authorized to sign House Bill No. 132, as co-author of same.

HOUSE BILL NO. 132 ON SECOND READING

Mr. Alsop moved that the necessary Rules be suspended, for the purpose of taking up, and considering, at this time, House Bill No. 132.

The motion prevailed by the following vote:

Yeas—120

Allen	Bundy
Allison	Burkett
Alsop	Burney
Anderson	Cauthorn
Bailey	Celaya
Baker	Chambers
of Fort Bend	Clark
Baker of Grayson	Cleveland
Bell	Cockrell
Blankenship	Coleman
Boethel	Colquitt
Bond	Colson, Mrs.
Boyer	Crossley
Bradbury	Daniel
Bradford	Davis of Jasper
Bray	Davis of Upshur
Bridgers	Derden
Brown	Dickison
of Nacogdoches	Donaghey

Dowell	McNamara
Dwyer	Mohrmann
Faulkner	Monkhouse
Ferguson	Montgomery
Fielden	Morris
Fuchs	Newell
Galbreath	Nicholson
Gilmer	Oliver
Goodman	Petsch
Gordon, Mrs.	Pevehouse
Hale	Reader of Bexar
Hamilton	Reader of Erath
Hankamer	Reaves
Hardeman	Reed
Hardin	Rhodes
Harp	Roach
Harper	Robinson
Harrell of Bastrop	Schuenemann
Harrell of Lamar	Segrist
Heflin	Shell
Howard	Smith of Frio
Howington	Smith
Hunt	of Matagorda
Isaacks	Spencer
Johnson of Ellis	Stinson
Johnson of Tarrant	Stoll
Kennedy	Talbert
Kern	Tarwater
Kerr	Taylor
Kersey	Tennant
Kinard	Thornton
King	Vale
Langdon	Vint
Lehman	Waggoner
Leonard	Weldon
Leyendecker	Wells
Little	Westbrook
Lock	White
London	Winfree
Mays	Wood
McDaniel	Worley
McDonald	Wright
McMurry	

Nays—13

Boyd	Pace
Brown of Cherokee	Roberts
Harris	Russell
Holland	Skiles
Hull	Smith of Hopkins
Keith	Thornberry
McAlister	

Absent

Broadfoot	McFarland
Cornett	Pope
Corry	Ragsdale
Dickson	Riviere
Felty	Turner
Hartzog	Voigt
Loggins	

Absent—Excused

Dean	Wilson
Piner	

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 132, A bill to be entitled "An Act making it unlawful for any attorney at law, attorney in fact, or any other person, firm, corporation, or association of persons whatsoever to charge a fee for any services of any character or kind that he might render in behalf of a person or persons who might now or at any time hereafter be eligible for any Social Security Benefits as provided by the laws of Texas and/or the United States; declaring it to be unlawful for any such attorney at law, or attorney in fact, or any other person, firm, corporation, or association of persons whatsoever to advertise, hold himself out, or solicit fees in behalf of such efforts or services; prescribing penalty for violation of the provisions of this Act; making provisions for certain organizations; repealing all laws, or parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. Alsup offered the following amendment to the bill:

Amend House Bill No. 132, by striking out Section 1, and inserting in lieu thereof, the following:

"Section 1. It shall be unlawful for any person, firm, corporation, or association of persons, to charge a fee or accept any contribution for any services that they may render or hold themselves out to render to obtain benefits for any person or group of persons from the Social Security program as it applies to old age assistance, blind persons, dependent and destitute children. It shall further be unlawful for any person, firm, corporation, or association of persons, whatsoever to advertise, hold himself out, or solicit fees or contributions in behalf of any assistance that he might be able to exert in behalf of the hereinabove persons."

ALSUP,
WORLEY.

Mr. Worley offered the following amendment to the amendment:

Amend the Alsup amendment, by striking out the words "of like nature".

The amendment was adopted.

Mr. Worley offered the following amendment to the amendment:

Amend Alsup amendment by striking out the words "or government relief."

The amendment was adopted.

Mr. Hull moved the previous question on the pending amendment and the engrossment of House Bill No. 132, and the main question was ordered.

Question then recurring on the amendment by Mr. Alsup, as amended, it was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

House Bill No. 132 was then passed to engrossment.

HOUSE BILL NO. 132 ON THIRD READING

Mr. Worley moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 132 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—127

Allen	Cleveland
Allison	Cockrell
Alsup	Coleman
Anderson	Colquitt
Bailey	Colson, Mrs.
Baker	Cornett
of Fort Bend	Corry
Baker of Grayson	Crossley
Bell	Daniel
Blankenship	Davis of Upshur
Boethel	Derden
Bond	Dickison
Boyd	Dickson
Boyer	Donaghey
Bradbury	Dowell
Bradford	Felty
Bray	Ferguson
Bridgers	Fuchs
Brown of Cherokee	Galbreath
Brown	Gilmer
of Nacogdoches	Gordon, Mrs.
Bundy	Hale
Burkett	Hamilton
Burney	Hankamer
Cauthorn	Hardeman
Chambers	Hardin
Clark	Harp

Harper	Petsch
Harrell of Bastrop	Pevehouse
Harrell of Lamar	Pope
Harris	Reader of Erath
Hartzog	Reaves
Heflin	Reed
Holland	Rhodes
Howington	Riviere
Hull	Roach
Hunt	Roberts
Isaacks	Robinson
Johnson of Ellis	Russell
Johnson of Tarrant	Segrist
Keith	Smith of Frio
Kennedy	Smith of Hopkins
Kern	Smith
Kerr	of Matagorda
Kersey	Spencer
Kinard	Stinson
King	Stoll
Lehman	Talbert
Leyendecker	Tarwater
Little	Taylor
Lock	Tennant
London	Thornberry
Mays	Turner
McAlister	Vale
McDaniel	Vint
McDonald	Voigt
McMurry	Waggoner
McNamara	Weldon
Mohrmann	Wells
Monkhouse	Westbrook
Morris	White
Newell	Winfree
Nicholson	Wood
Oliver	Worley
Pace	Wright

Nays—2

Broadfoot Skiles

Absent

Celaya	Loggins
Davis of Jasper	McFarland
Dwyer	Montgomery
Faulkner	Ragsdale
Fielden	Reader of Bexar
Goodman	Schuenemann
Howard	Shell
Langdon	Thornton
Leonard	

Absent—Excused

Dean	Wilson
Piner	

The Speaker then laid House Bill No. 132 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—136

Allen	Harper
Allison	Harrell of Bastrop
Alsup	Harrell of Lamar
Anderson	Harris
Bailey	Hartzog
Baker	Heflin
of Fort Bend	Holland
Baker of Grayson	Howard
Bell	Howington
Blankenship	Hull
Boethel	Hunt
Bond	Isaacks
Boyd	Johnson of Ellis
Boyer	Johnson of Tarrant
Bradbury	Keith
Bradford	Kennedy
Bray	Kern
Bridgers	Kerr
Brown of Cherokee	Kersey
Brown	Kinard
of Nacogdoches	King
Bundy	Langdon
Burkett	Lehman
Burney	Leyendecker
Cauthorn	Little
Celaya	Lock
Chambers	London
Clark	Mays
Cleveland	McAlister
Cockrell	McDaniel
Coleman	McDonald
Colquitt	McFarland
Colson, Mrs.	McMurry
Cornett	McNamara
Corry	Mohrmann
Crossley	Montgomery
Daniel	Morris
Davis of Jasper	Newell
Davis of Upshur	Nicholson
Dean	Oliver
Derden	Pace
Dickison	Petsch
Dickson	Pevehouse
Donaghey	Pope
Dowell	Reader of Bexar
Faulkner	Reader of Erath
Ferguson	Reaves
Fuchs	Reed
Galbreath	Rhodes
Gilmer	Riviere
Goodman	Roach
Gordon, Mrs.	Roberts
Hale	Robinson
Hamilton	Russell
Hankamer	Schuenemann
Hardeman	Segrist
Hardin	Shell
Harp	Skiles

Smith of Frio	Vale
Smith	Vint
of Matagorda	Voigt
Spencer	Waggoner
Stinson	Weldon
Stoll	Wells
Talbert	Westbrook
Tarwater	White
Taylor	Wood
Tennant	Worley
Thornberry	Wright
Turner	

Nays—2

Broadfoot	Smith of Hopkins
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Absent

Dwyer	Monkhouse
Felty	Ragsdale
Fielden	Thornton
Leonard	Winfree
Loggins	

Absent—Excused

Piner	Wilson
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GRANTING CERTAIN DISTRICT JUDGE PERMISSION TO BE ABSENT FROM THE STATE

Mr. Hamilton offered the following resolution:

H. C. R. No. 118, Granting Judge J. D. Stephenson permission to be absent from the State.

Whereas, Hon. J. D. Stephenson, Judge of the 66th Judicial District of Texas, desires to leave the State some time during the years 1939 and 1940 on personal business and to take a vacation; therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That Hon. J. D. Stephenson, Judge of the 66th Judicial District of Texas, be and he is hereby granted permission to be absent from the State of Texas at such intervals and for such time as he may see fit and proper during the years 1939 and 1940, taking into consideration the condition of the docket of said court; provided that such absence from the State of Texas will not be for more than two weeks during any one year.

HAMILTON,
PEVEHOUSE.

The resolution was read second time, and was adopted.

RELATIVE TO THE "BATTLESHIP TEXAS"

Mr. Montgomery offered the following resolution:

H. C. R. No. 120, Relative to the Battleship Texas.

Whereas, The Battleship Texas is now some 27 years old and will soon be dismantled and discarded; and

Whereas, A new battleship with a capacity of 45,000 tons is soon to be constructed and completed by the Federal Government; and

Whereas, When completed this battleship will be one of the largest battleships afloat in the American fleet; and

Whereas, It would be the pride of all Texas if said new battleship were named and designated "The Battleship Texas;" now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the new battleship hereinabove mentioned, be designated and named "The Battleship Texas," and that this resolution be considered as a request to the authorities having the control, management, designation and naming of such battleship. That they consider the request of the Legislature of Texas as hereinabove set forth, and that a copy of this resolution under the seal of the Chief Clerk, be forwarded to the Hon. Claude Swanson, Secretary of the Navy in Washington, D. C., and it is so resolved.

The resolution was read second time.

Signed—Morse, Speaker; Allen, Allison, Alsup, Anderson, Bailey, Baker of Fort Bend, Baker of Grayson, Bell, Blankenship, Boethel, Bond, Boyd, Boyer, Bradbury, Bradford, Bray, Bridgers, Broadfoot, Brown of Cherokee, Brown of Nacogdoches, Bundy, Burkett, Burney, Cauthorn, Celaya, Chambers, Clark, Cleveland, Cockrell, Coleman, Colquitt, Colson, Mrs., Cornett, Corry, Crossley, Daniel, Davis of Jasper, Davis of Upshur, Dean, Derden, Dickson, Dickson, Donaghey, Dowell, Dwyer, Faulkner, Felty, Ferguson, Fielden, Fuchs, Galbreath, Gilmer, Goodman, Gordon, Mrs., Hale, Hamilton, Hankamer, Hardeman, Hardin, Harp, Harper, Harrell of Bastrop, Harrell of Lamar, Harris, Hartzog, Heflin, Holland, Howard, Howington, Hull, Hunt, Isaacks, Johnson of Ellis, Johnson of Tarrant, Keith, Kennedy, Kern, Kerr,

Kersey, Kinard, King, Langdon, Lehman, Leonard, Leyendecker, Little, Lock, Loggins, London, Mays, McAlister, McDaniel, McDonald, McFarland, McMurtry, McNamara, Mohrmann, Monkhouse, Morris, Newell, Nicholson, Oliver, Pace, Petsch, Pevehouse, Piner, Pope, Ragsdale, Reader of Bexar, Reader of Erath, Reaves, Reed, Rhodes, Riviere, Roach, Roberts, Robinson, Russell, Schuenemann, Segrist, Shell, Skiles, Smith of Frio, Smith of Hopkins, Smith of Matagorda, Spencer, Stinson, Stoll, Talbert, Tarwater, Taylor, Tennant, Thornberry, Thornton, Turner, Vale, Vint, Voigt, Waggoner, Weldon, Wells, Westbrook, White, Wilson, Winfree, Wood, Worley and Wright.

On motion of Mr. Hull, the names of all the Members of the House were added to the resolution, as signers thereof.

The resolution was unanimously adopted.

RELATIVE TO EXPENSE ACCOUNT OF MEMBERS

Mr. Keith offered the following resolution:

H. S. R. No. 248, Relative to expense account of Members.

Whereas, The correspondence of all Members has been heavier this session than ever before; and

Whereas, The demand has been greater for the use of supplies, stamps, telephone and telegraph; and

Whereas, The amount allowed has been insufficient in many instances; now, therefore, be it

Resolved by the House of Representatives, That the Committee on Contingent Expenses be authorized at their discretion to increase the expense allowance for supplies, stamps, telephone and telegraph an additional Fifty (\$50) Dollars.

KEITH,
THORNBERRY.

The resolution was read second time, and was adopted.

TO GRANT PERMISSION TO SUE THE STATE

Mr. Davis of Upshur offered the following resolution:

H. C. R. No. 121, To grant Ragland Clinic Hospital permission to sue the State.

Whereas, On the 12th day of November, 1936, Y. L. Culp, agent for

the Texas Liquor Control Board, while raiding a still in Morris County, Texas, shot one Ross Davis through the leg, which injury necessitated medical treatment and hospitalization; and

Whereas, The said Y. L. Culp secured the services of an ambulance and conveyed the said Ross Davis to the Ragland Clinic Hospital of Gilmer, Texas; and

Whereas, The said Ross Davis was entered in said hospital as a prisoner of the Texas Liquor Control Board and of the State of Texas and assured the hospital authorities that the Liquor Control Board or the State of Texas would pay the bill; and

Whereas, The said authorities of the said Ragland Clinic accepted the said Ross Davis in good faith relying upon the statements of the said Y. L. Culp that was an agent and that he was an employee of the Liquor Control Board and of the State of Texas and that he, the said Y. L. Culp, had the authority to encumber the State of Texas for the bill; and, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That said Ragland Clinic Hospital, a copartnership with M. S. Ragland and H. M. Ragland as owners, be and is hereby granted authority to file suit against the State of Texas in a court of competent jurisdiction in Upshur County, Texas for said treatment and hospitalization of the said Ross Davis.

The resolution was read second time, and was referred, by the Speaker, to the Committee on State Affairs.

BILL RE-REFERRED

Mr. Hartzog moved that House Bill No. 440 be withdrawn from the Committee on Revenue and Taxation and referred to the Committee on Game and Fisheries.

The motion prevailed.

MOTION TO RE-REFER

Mr. Kinard moved that House Bill No. 248 be withdrawn from the Committee on Public Printing and referred to the Committee on Game and Fisheries.

Mr. Keith raised a point of order, on further consideration of the motion at this time, on the ground that the routine motion period has expired.

The Speaker sustained the point of order.

BILL ORDERED NOT PRINTED

(By unanimous consent)

On motion of Mr. Wood, Senate Bill No. 41 was ordered not printed.

RELATIVE TO HOUSE BILL NO. 95

Mr. Keith moved to suspend the Rules, relative to the making of motions to reconsider, for the purpose of making a motion to reconsider the vote by which the House heretofore concurred in Senate amendments to House Bill No. 95.

The motion to suspend the Rules prevailed by the following vote:

Yeas—123

Allen	Faulkner
Allison	Felty
Alsup	Ferguson
Anderson	Fielden
Bailey	Fuchs
Baker of Grayson	Galbreath
Bell	Gilmer
Blankenship	Hale
Boethel	Hamilton
Bond	Hankamer
Boyd	Hardeman
Boyer	Harp
Bradbury	Harrell of Bastrop
Bradford	Harris
Bray	Heflin
Bridgers	Holland
Brown of Cherokee	Howard
Bundy	Howington
Burkett	Hunt
Burney	Isaacks
Cauthorn	Johnson of Ellis
Celaya	Johnson of Tarrant
Chambers	Keith
Clark	Kennedy
Cleveland	Kern
Cockrell	Kerr
Coleman	Kersey
Colquitt	Kinard
Colson, Mrs.	King
Cornett	Langdon
Daniel	Lehman
Davis of Jasper	Leonard
Davis of Upshur	Little
Dean	Lock
Derden	London
Dickison	Mays
Dickson	McAlister
Donaghey	McDaniel
Dowell	McDonald
Dwyer	McFarland

McMurry	Skiles
McNamara	Smith of Hopkins
Mohrmann	Smith
Monkhouse	of Matagorda
Montgomery	Spencer
Newell	Stinson
Nicholson	Stoll
Oliver	Talbert
Pace	Tarwater
Pevehouse	Taylor
Pope	Tennant
Reader of Erath	Thornberry
Reaves	Thornton
Reed	Turner
Rhodes	Voigt
Riviere	Waggoner
Roach	Weldon
Roberts	Wells
Robinson	Westbrook
Russell	White
Schuenemann	Wood
Segrist	Worley

Present—Not Voting

Brown
of Nacogdoches

Absent

Baker	Leyendecker
of Fort Bend	Loggins
Broadfoot	Morris
Corry	Petsch
Crossley	Ragsdale
Goodman	Reader of Bexar
Gordon, Mrs.	Shell
Hardin	Smith of Frio
Harper	Vale
Harrell of Lamar	Vint
Hartzog	Winfree
Hull	Wright

Absent—Excused

Piner Wilson

Mr. Keith moved to reconsider the vote by which the House concurred in Senate amendments to House Bill No. 95.

The motion to reconsider, prevailed.

Mr. Keith then withdrew the motion that the House concur in Senate amendments to House Bill No. 95.

Mr. Keith then moved that the House do not concur in the Senate amendments, and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following Confer-

ence Committee, on the part of the House on House Bill No. 95: Messrs. Keith, Thornton, Montgomery, Wilson and Boyd.

COMMUNICATION

The Speaker laid before the House, and had read, the following communication:

Wednesday afternoon, April 26, 1939.

To Speaker Emmett Morse and Members of the House of Representatives, State Capitol, Austin, Texas.

Dear friends: Please accept my grateful and sincere appreciation for the beautiful basket of flowers and the resolution of good wishes for my speedy recovery that you sent to me during my recent illness.

I would like to thank each one of you in person and tell you how much they meant to me. As that is impossible at the present time, I take this means to thank you and to wish each and every one of you good health and happiness in the years to come.

Sincerely yours,

(Signed)

MRS. E. H. THORNTON, SR.

1516 Pine Street,
New Orleans, La.

BILLS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 484, "An Act to amend Article 2687, Revised Civil Statutes of Texas, 1925, as amended by Acts of the Forty-fifth Legislature, 1937, Regular Session, page 644, Chapter 315, Section 1, as amended by Acts of the Forty-fifth Legislature, 1937, Regular Session, page 204, Chapter 108, Section 1, as amended by Acts of the Forty-fifth Legislature, 1937, Regular Session, page 795, Chapter 389, Section 1, by adding a new Section to be known as Article 2687e, prescribing the time of meeting of the County Board of School Trustees in counties containing a population of not less than thirty-seven thousand, five hundred (37,500) and not more than thirty-eight thousand, eight hundred (38,800) population, according to the last preceding Federal Census and each succeeding Federal Census; pro-

viding for their compensation; providing the fund from which same shall be paid; providing this Act shall be cumulative of all existing laws on this subject but this Act shall apply where in conflict therewith, and declaring an emergency."

H. B. No. 978, "An Act amending House Bill No. 11, Acts of the Regular Session of the Forty-sixth Legislature."

ADOPTION OF REPORT OF COMMITTEE OF THE WHOLE HOUSE

Mr. Thornton, Chairman, submitted the following report of the Committee of the Whole House, in pursuance to House Simple Resolution No. 253:

Report of Committee of the Whole House

Whereas, House Simple Resolution No. 253, adopted by the House of Representatives of the Forty-sixth Legislature, provided for a hearing of charges against Jan Anderson for contempt and failure to appear before a Committee of the House as shown by said resolution;

Whereas, Pursuant to the provisions of such resolution, the Committee of the Whole, through the Chairman, issued subpoena for the said Jan Anderson to appear before the Committee of the Whole on Friday morning, April 28, 1939, at 9:00 o'clock, and such process was duly issued by the Chairman and served by the Sergeant-at-Arms in accordance with the law, but said Jan Anderson has wilfully failed and refused to appear and told the Sergeant-at-Arms that he would not appear;

Whereas, All of the above facts are fully set out in testimony produced before this Committee and attached hereto;

Now, Therefore, The Committee of the Whole respectfully reports and resolves that the Speaker of the House certify this report as a statement of facts under the seal of the House of Representatives to the District Attorney of Travis County, Texas, in accordance with Article 5429a of the Revised Civil Statutes of the State of Texas, in order that said District Attorney may proceed against the said Jan Anderson for such contempt and failure to appear as the law provides; be it further

Resolved, That the report of the

Committee of the Whole be adopted by the House.

E. H. THORNTON, JR.,
Chairman, Committee
of the Whole.

On motion of Mr. Thornton, the report was adopted by the following vote:

Yeas—133

Allen	Hardeman
Allison	Harp
Alsup	Harper
Anderson	Harrell of Bastrop
Bailey	Harrell of Lamar
Baker of Grayson	Harris
Bell	Hartzog
Boethel	Heflin
Bond	Holland
Boyd	Howard
Boyer	Howington
Bradbury	Hull
Bradford	Hunt
Bray	Isaacks
Bridgers	Johnson of Tarrant
Broadfoot	Keith
Brown of Cherokee	Kennedy
Brown	Kern
of Nacogdoches	Kerr
Bundy	Kersey
Burkett	Kinard
Burney	King
Cauthorn	Langdon
Celaya	Lehman
Chambers	Leyendecker
Clark	Little
Cleveland	Lock
Cockrell	London
Coleman	Mays
Colquitt	McAlister
Colson, Mrs.	McDaniel
Cornett	McDonald
Corry	McFarland
Crossley	McMurry
Daniel	McNamara
Davis of Jasper	Mohrmann
Davis of Upshur	Monkhouse
Derden	Montgomery
Dickison	Morris
Dickson	Newell
Donaghey	Nicholson
Dowell	Oliver
Dwyer	Pace
Faulkner	Petsch
Ferguson	Pevehouse
Fuchs	Reader of Bexar
Galbreath	Reader of Erath
Gilmer	Reaves
Goodman	Reed
Gordon, Mrs.	Rhodes
Hale	Riviere
Hamilton	Roach
Hankamer	Roberts

Robinson	Tennant
Russell	Thornberry
Schuenemann	Thornton
Segrist	Turner
Shell	Vale
Skiles	Vint
Smith of Frio	Voigt
Smith of Hopkins	Weldon
Smith	Wells
of Matagorda	Westbrook
Spencer	White
Stinson	Wood
Stoll	Worley
Talbert	Wright
Tarwater	

Nays—2

Baker	Johnson of Ellis
of Fort Bend	

Absent

Blankenship	Pope
Felty	Ragsdale
Fielden	Taylor
Hardin	Waggoner
Leonard	Winfree
Loggins	

Absent—Excused

Dean	Wilson
Piner	

REASON FOR VOTE

"I voted 'nay' on the motion to refer the records of the Jan Anderson contempt hearing to the District Attorney for prosecution because I opposed the Daniel resolution with an assignment of reasons in the previous House Journal.

It was sufficient in the first instance on the part of the original investigating committee to conclude from the letters sent to the old people by Jan Anderson that his was a pure promotion scheme to extract funds from the aged without return of benefit. What should have been done, rather than take the time of the House in determining that Anderson was not willing to appear before the House was for the House itself to pass a pending bill, without delay, which provides a penalty for one who seeks to extort or extract funds from old people, especially so when it is well known that such individuals cannot do anything for the old people, whose only hope lies with a willing Legislature, which is laboring so ardently in an attempt to carry out the mandate of the people on the pension question."

JOHNSON of Ellis.

HOUSE BILLS ON FIRST READING

Mr. Lock asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1031.

There was no objection.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Lock, Mr. Ferguson, Mr. Cornett, Mr. Kern, Mr. Wells, Mr. Cockrell, Mr. White and Mr. Hale:

H. B. No. 1031, A bill to be entitled "An Act appropriating the sum of One Million, Two Hundred Seventy-eight Thousand, Nine Hundred Seventy-eight (\$1,278,978.00) Dollars as a supplement to the equalization appropriations for the biennium as passed by the Forty-fifth and Forty-sixth Legislatures, provided no school shall benefit hereunder that has paid its public funds to any person for securing legislative aid; providing the funds herein appropriated are to be expended in accordance with the provisions of this Act; providing the funds herein appropriated are to be prorated on percentage basis to those schools having had payments made on a percentage basis, to make the grants of teacher's salaries and of transportation aid, each as nearly as possible one hundred (100%) per cent; providing no school shall receive reimbursement which was not approved for payment prior to the passage of this Act, providing a penalty for violating the provisions of this Act; setting aside the sum of Eight Hundred Fourteen Thousand, Seven Hundred Sixty-nine (\$814,769.00) Dollars for salary aid; Four Hundred Sixty-three Thousand, Two Hundred Nine (\$463,209.00) Dollars for transportation; One Thousand (\$1,000.00) Dollars for administration, and declaring an emergency."

Referred to the Committee on Appropriations.

Mr. Celaya asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1032.

There was no objection.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Celaya:

H. B. No. 1032, A bill to be entitled "An Act authorizing incorporated cities, towns or villages, independent school districts, common school districts, drainage districts, water control and improvement districts, water improvement districts or navigation districts in this State to avail themselves of the services of County Tax Assessors and Collectors; fixing the compensation of said county officers for said services, and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

Mr. Burney asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1033.

There was no objection.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Burney:

H. B. No. 1033, A bill to be entitled "An Act to amend Article 1055 of the Code of Criminal Procedure of Texas, and all amendments thereof, relating to the fees paid officers and witnesses, and declaring an emergency."

Referred to the Committee on Judiciary.

Mr. Turner asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1034.

There was no objection.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Turner and Mr. Lehman:

H. B. No. 1034, A bill to be entitled "An Act making an emergency supplemental appropriation of One Hundred Thousand (\$100,000.00) Dollars supplemental to appropriation heretofore made for transportation under House Bill No. 133 of the Acts of the Second Called Session of the Forty-fifth Legislature; providing mode and manner of disbursing said appropriation; placing restrictions thereon; fixing terms and conditions for said appropriation; providing proration of appropriation on percentage basis; providing appropriation shall be in full and complete payment of any

claim for transportation aid for scholastic year 1938-1939; providing applicants for aid under this Act shall be eligible under the provisions of House Bill No. 133, as hereinabove set out; providing appropriation herein shall be used for purposes designated in this Act and no other; providing for penalty for misappropriation of funds under this Act, and declaring an emergency."

Referred to the Committee on Appropriations.

Mr. Vint asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1035.

There was no objection.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Vint:

H. B. No. 1035, A bill to be entitled "An Act to amend Article 279, Title 5, Chapter 4, of the Code of Criminal Procedure of the State of Texas, of 1925, and to amend Article 280, of the Code of Criminal Procedure of the State of Texas, of 1925, otherwise and by adding thereto two (2) Articles to be designated 'Article 280a' and 'Article 280b' of said Code, so as to provide for method of making bail bond and recognizance, with surety or sureties owning property in the county of their residence or any other county in the State of Texas, regardless in which county the case is pending in which the bail bond or recognizance is entered into; providing for method of making and furnishing affidavit with schedule of property owned by the surety; providing for method of furnishing certificate by the County Clerk of the county in which the property of the surety is situated, certifying to the sufficiency and solvency of the surety; providing for method of approval and acceptance of bail bond and acceptance of surety on recognizance; prescribing method and form of affidavit with schedule of property of surety on bail bond or recognizance; providing for method of ascertaining the solvency of surety upon bail bond or recognizance; fixing liability upon a bail bond or recognizance; fixing venue in case of forfeiture of bail bond or recognizance; fixing venue for prosecution of violation of this

Act; fixing liability in case of refusal to accept bail bond or surety on recognizance when this Act has been complied with; providing for mandamus proceedings to compel the approval of bail bond or acceptance of surety upon a recognizance; providing for authority to institute proceedings to enforce the acceptance of bail bond or surety on recognizance, and authorize institution and prosecution of suit for damages in case of illegal detention of any person who has offered sufficient and solvent bail bond or surety upon his recognizance and failure to accept the same; repealing all laws or parts of laws in conflict with this Act; providing if any portion of this Act shall be held invalid that the remainder thereof shall be in force and effect, and declaring an emergency."

Referred to the Committee on Judiciary.

Mr. Pope asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1036.

There was no objection.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Pope:

H. B. No. 1036, A bill to be entitled "An Act to provide for the maximum maintenance and bond tax rate for school purposes in all independent school districts in counties having a population of not less than fifty-one thousand, seven hundred and fifty (51,750) and not more than fifty-two thousand (52,000) inhabitants, according to the last preceding Federal Census, and containing in such independent school district a city of not less than twenty-seven thousand, seven hundred and forty (27,740) and not more than twenty-seven, eight hundred (27,800) inhabitants, according to the last preceding Federal Census; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on School Districts.

RECESS

Mr. Hull moved that the House recess until 2:30 o'clock p. m., today.

Mr. Faulkner moved that the House

adjourn until 10:00 o'clock a. m., next Monday.

Question recurring on the motion to adjourn, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—45

Anderson	Langdon
Blankenship	Leyendecker
Boethel	London
Boyer	Mays
Bridgers	McDaniel
Cauthorn	McDonald
Clark	McMurry
Cockrell	McNamara
Colquitt	Montgomery
Cornett	Pace
Daniel	Reed
Dean	Riviere
Dickison	Skiles
Donaghey	Smith
Dwyer	of Matagorda
Faulkner	Talbert
Gilmer	Tarwater
Goodman	Tennant
Hankamer	Thornton
Hardin	Vale
Holland	Voigt
Johnson of Ellis	Wilson
Kerr	Winfree

Nays—92

Allen	Derden
Allison	Dickson
Alsup	Dowell
Bailey	Felty
Baker	Ferguson
of Fort Bend	Fielden
Baker of Grayson	Fuchs
Bell	Galbreath
Bond	Hale
Boyd	Hamilton
Bradbury	Hardeman
Bradford	Harp
Bray	Harrell of Bastrop
Broadfoot	Harrell of Lamar
Brown of Cherokee	Harris
Brown	Hartzog
of Nacogdoches	Heflin
Bundy	Howard
Burkett	Howington
Burney	Hull
Chambers	Hunt
Cleveland	Isaacks
Coleman	Johnson of Tarrant
Colson, Mrs.	Keith
Corry	Kennedy
Crossley	Kern
Davis of Jasper	Kersey
Davis of Upshur	Kinard

King	Robinson
Lehman	Russell
Leonard	Schuenemann
Little	Shell
Lock	Smith of Frio
McAlister	Smith of Hopkins
McFarland	Spencer
Mohrmann	Stinson
Monkhouse	Stoll
Newell	Taylor
Oliver	Thornberry
Petsch	Waggoner
Pevehouse	Weldon
Pope	Wells
Reader of Erath	Westbrook
Reaves	White
Rhodes	Wood
Roach	Worley
Roberts	Wright

Absent

Celaya	Ragsdale
Gordon, Mrs.	Reader of Bexar
Harper	Segrist
Loggins	Turner
Morris	Vint
Nicholson	

Absent—Excused

Piner

Question then recurring on the motion to recess until 2:30 o'clock p. m., today, it prevailed, and the House, accordingly, at 12:25 o'clock p. m., took recess until 2:30 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2:30 o'clock p. m., and was called to order by the Speaker.

LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Bradford was granted leave of absence for this afternoon, on account of important business, on motion of Mr. McAlister.

Mr. Blankenship was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Leonard.

Mr. Piner was granted leave of absence for today, on account of important business, on motion of Mr. Hale.

Mr. Johnson of Ellis was granted leave of absence for this afternoon, on account of important business, on motion of Mr. McNamara.

Mr. Donaghey was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Leonard.

HOUSE BILL NO. 50 ON PASSAGE TO ENGROSSMENT

The House resumed consideration of pending business, same being House Bill No. 50, Providing for licensing of operators, commercial operators, etc., on its passage to engrossment.

The bill having heretofore been read second time, with amendment by Mr. Hull and amendment by Mr. Thornberry to the amendment by Mr. Hull, pending.

Mr. Hull moved to table the amendment by Mr. Thornberry.

The motion to table was lost.

Question then recurring on the amendment by Mr. Thornberry, it was adopted.

Mr. McNamara offered the following amendment to the amendment by Mr. Hull:

Amend Hull substitute to House Bill No. 50, on pages 9 and 10, Section 15, by striking out all of Section 15, and by inserting in lieu thereof, the following:

"Sec. 15. Disposition of Fees. All fees and charges required by this Act, and collected by any officer or agent of the Department, shall be remitted without deduction on Monday of each week to the Comptroller of Public Accounts. And all such fees so collected shall be deposited in the State Treasury to the credit of the General Funds to be appropriated by the Legislature in accordance with the budget for such Department, as shall be prepared by the Board of Control, and all such funds shall remain in the State Treasury, and shall be paid out only on warrants drawn by the Comptroller after appropriations have been made therefor by the Legislature."

McNAMARA,
BURKETT,
CROSSLEY.

Mr. Wood moved the previous question on the pending amendments, and the engrossment of House Bill No. 50, and the main question was ordered.

Question first recurring on the amendment by Mr. McNamara, it was adopted.

Question then recurring on the amendment by Mr. Hull, as amended, it was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

House Bill No. 50 was then passed to engrossment.

HOUSE BILL NO. 50 ON THIRD READING

Mr. Thornberry moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 50 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—119

Allen	Ferguson,
Allison	Fielden
Alsup	Fuchs
Bailey	Galbreath
Baker	Gilmer
of Fort Bend	Goodman
Baker of Grayson	Gordon, Mrs.
Bell	Hale
Boethel	Hamilton
Bond	Hankamer
Boyd	Hardeman
Boyer	Hardin
Bradbury	Harper
Bridgers	Harrell of Bastrop
Brown of Cherokee	Harrell of Lamar
Brown	Harris
of Nacogdoches	Heflin
Bundy	Holland
Burkett	Howard
Burney	Howington
Cauthorn	Hull
Celaya	Hunt
Chambers	Isaacks
Clark	Johnson of Tarrant
Cleveland	Keith
Cockrell	Kennedy
Coleman	Kern
Colquitt	Kerr
Colson, Mrs.	Kersey
Cornett	Kinard
Crossley	King
Daniel	Langdon
Davis of Jasper	Lehman
Davis of Upshur	Leonard
Derden	Leyendecker
Dickison	Little
Dickson	Lock
Donaghey	Loggins
Dowell	London

McAlister	Schuenemann
McDonald	Segrist
McFarland	Shell
McMurry	Smith of Frio
McNamara	Smith
Mohrmann	of Matagorda
Monkhouse	Spencer
Montgomery	Stinson
Morris	Stoll
Newell	Talbert
Oliver	Tarwater
Pace	Taylor
Petsch	Thornberry
Pevehouse	Thornton
Reader of Erath	Turner
Reed	Vint
Rhodes	Voigt
Riviere	Weldon
Roach	Wells
Roberts	White
Robinson	Wood
Russell	Worley

Nays—2

Harp

Pope

Absent

Anderson	Ragsdale
Bray	Reader of Bexar
Broadfoot	Reaves
Corry	Skiles
Dwyer	Smith of Hopkins
Faulkner	Tennant
Felty	Vale
Hartzog	Waggoner
Mays	Westbrook
McDaniel	Winfree
Nicholson	Wright

Absent—Excused

Blankenship	Johnson of Ellis
Bradford	Piner
Dean	Wilson

The Speaker then laid House Bill No. 50 before the House on third reading and final passage.

The bill was read third time.

Mr. Leonard offered the following amendment to the bill:

Amend Hull substitute to House Bill No. 50, by adding on page 5, a new paragraph in Section 6 to read, as follows:

"The Department of Public Safety is hereby empowered and directed to designate and require some means of positive identification of the applicant."

The amendment was adopted by the following vote:

Yeas—97

Allen	Hull
Allison	Hunt
Alsup	Isaacks
Baker	Johnson of Tarrant
of Fort Bend	Keith
Baker of Grayson	Kern
Bell	Kersey
Boethel	Kinard
Bond	King
Bradbury	Langdon
Bridgers	Leonard
Brown	Leyendecker
of Nacogdoches	Little
Bundy	McAlister
Burkett	McDaniel
Burney	McFarland
Cauthorn	McMurry
Celaya	McNamara
Chambers	Mohrmann
Clark	Monkhouse
Cleveland	Montgomery
Cockrell	Morris
Colquitt	Nicholson
Cornett	Oliver
Crossley	Petsch
Davis of Jasper	Pevehouse
Davis of Upshur	Reader of Erath
Derden	Reed
Dickison	Rhodes
Donaghey	Riviere
Dowell	Roberts
Ferguson	Robinson
Fielden	Russell
Fuchs	Schuenemann
Galbreath	Segrist
Gilmer	Shell
Goodman	Skiles
Gordon, Mrs.	Smith of Frio
Hale	Smith of Hopkins
Hamilton	Smith
Hankamer	of Matagorda
Hardeman	Stinson
Harper	Stoll
Harrell of Bastrop	Taylor
Harrell of Lamar	Thornton
Hartzog	Turner
Heflin	Vint
Holland	Wells
Howard	Worley
Howington	Wright

Nays—21

Bailey	Harp
Boyd	Harris
Brown of Cherokee	Kennedy
Coleman	Kerr
Colson, Mrs.	Lehman
Daniel	London
Hardin	Pace

Pope
Roach
Spencer
Talbert

Tarwater
Weldon
Wood

Absent

Anderson	Newell
Boyer	Ragsdale
Bray	Reader of Bexar
Broadfoot	Reaves
Corry	Tennant
Dickson	Thornberry
Dwyer	Vale
Faulkner	Voigt
Felty	Waggoner
Lock	Westbrook
Loggins	White
Mays	Winfree
McDonald	

Absent—Excused

Blankenship	Johnson of Ellis
Bradford	Piner
Dean	Wilson

Mr. Bell offered the following amendment to the bill:

Amend Hull substitute to House Bill No. 50, Section 5, Subsection (a) 4, by striking out all of said Subsection beginning with the word "except."

Mr. Hull moved the previous question on the pending amendment, and the final passage of House Bill No. 50, and the main question was ordered.

Question first recurring on the amendment by Mr. Bell.

The amendment was lost by the following vote:

Yeas—41

Alsup	McAlister
Baker of Grayson	Nicholson
Bell	Oliver
Bradbury	Pevehouse
Cockrell	Reader of Bexar
Colquitt	Reed
Cornett	Riviere
Daniel	Roach
Dickison	Roberts
Dowell	Robinson
Gordon, Mrs.	Russell
Hamilton	Smith
Heflin	of Matagorda
Howard	Stinson
Johnson of Tarrant	Thornton
Keith	Turner
Kennedy	Vint
Kerr	Voigt
Kinard	Waggoner
Langdon	Winfree
Leyendecker	Wood

Nays—79		Yeas—119	
Allen	Howington	Allen	Kern
Allison	Hull	Allison	Kerr
Bailey	Hunt	Alsup	Kersey
Baker	Isaacks	Bailey	Kinard
of Fort Bend	Kern	Baker	King
Boethel	Kersey	of Fort Bend	Langdon
Boyd	King	Baker of Grayson	Lehman
Boyer	Lehman	Bell	Leonard
Bridgers	Leonard	Boethel	Leyendecker
Brown of Cherokee	Little	Boyd	Little
Brown	Lock	Bradbury	Loggins
of Nacogdoches	Loggins	Bridgers	London
Bundy	McDaniel	Broadfoot	McAlister
Burkett	McFarland	Brown of Cherokee	McDaniel
Burney	McMurry	Brown	McDonald
Cauthorn	McNamara	of Nacogdoches	McFarland
Celaya	Mohrmann	Bundy	McMurry
Chambers	Monkhouse	Burkett	McNamara
Clark	Montgomery	Burney	Mohrmann
Cleveland	Morris	Cauthorn	Monkhouse
Coleman	Newell	Celaya	Montgomery
Crossley	Pace	Chambers	Morris
Davis of Upshur	Pope	Clark	Nicholson
Derden	Reader of Erath	Cleveland	Oliver
Dickson	Reaves	Cockrell	Pace
Donaghey	Skiles	Coleman	Petsch
Faulkner	Smith of Frio	Colquitt	Pevehouse
Ferguson	Smith of Hopkins	Cornett	Reader of Bexar
Fuchs	Spencer	Crossley	Reaves
Galbreath	Stoll	Daniel	Reed
Gilmer	Talbert	Davis of Upshur	Rhodes
Goodman	Tarwater	Derden	Riviere
Hankamer	Taylor	Dickson	Roach
Hardeman	Vale	Dickson	Roberts
Hardin	Weldon	Dowell	Robinson
Harp	Wells	Faulkner	Russell
Harper	Westbrook	Felty	Schuenemann
Harrell of Bastrop	White	Ferguson	Segrist
Harrell of Lamar	Worley	Fuchs	Shell
Harris	Wright	Galbreath	Skiles
Holland		Gilmer	Smith of Frio
Absent		Goodman	Smith of Hopkins
Anderson	London	Hale	Smith
Bond	Mays	Hamilton	of Matagorda
Bray	McDonald	Hankamer	Spencer
Broadfoot	Petsch	Hardeman	Stinson
Colson, Mrs.	Ragsdale	Hardin	Stoll
Corry	Rhodes	Harper	Talbert
Davis of Jasper	Schuenemann	Harrell of Bastrop	Taylor
Dwyer	Segrist	Harrell of Lamar	Thornberry
Felty	Shell	Harris	Thornton
Fielden	Tennant	Hartzog	Turner
Hale	Thornberry	Heflin	Vale
Hartzog		Holland	Vint
Absent—Excused		Howard	Voigt
Blankenship	Johnson of Ellis	Hull	Waggoner
Bradford	Piner	Hunt	Weldon
Dean	Wilson	Isaacks	Wells
House Bill No. 50 was then passed by the following vote:		Johnson of Tarrant	Westbrook
		Keith	White
		Kennedy	Worley

Nays—8

Boyer	Pope
Harp	Reader of Erath
Howington	Tarwater
Lock	Wood

Absent

Anderson	Fielden
Bond	Gordon, Mrs.
Bray	Mays
Colson, Mrs.	Newell
Corry	Ragsdale
Davis of Jasper	Tennant
Dean	Winfree
Dwyer	Wright

Absent—Excused

Blankenship	Johnson of Ellis
Bradford	Piner
Donaghey	Wilson

Mr. Thornberry moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

ADOPTION OF CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 370

Mr. Stinson submitted the following Conference Committee Report on Senate Bill No. 370:

Austin, Texas, April 25, 1939.

Hon. Coke Stevenson, President of the Senate.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the House and Senate on Senate Bill No. 370, beg leave to report that we have considered same and recommend that it do pass in the form and text as hereto attached.

Respectfully submitted,

MOFFETT,
GRAVES,
COTTEN,
SMALL,
LEMENS,

On the part of the Senate.

STINSON,
HARTZOG,
ROBERTS,
LEONARD,
THORNTON,

On the part of the House.

Conference Committee substitute
for Senate Bill No. 370:

A BILL To Be Entitled

An Act amending Article 4725 of the Revised Civil Statutes of Texas of 1925, as amended, Acts 1937, Forty-fifth Legislature, page 330, Chapter 168; designating the securities in which the funds of life insurance companies may be invested; providing that life insurance companies may invest funds in any bonds or interest bearing warrants issued by authority of law by any county, city, town, school district or other municipality or subdivision constituted or organized under the laws of the State of Texas, and authorized to issue such bonds or warrants under the Constitution and laws of Texas, provided legal provision had been made by a tax to meet such obligations, or in the bonds and warrants of any educational institution of the State of Texas, or any municipally owned water system or sewer system when special revenues to meet the principal and interest payments as they accrue upon such obligations shall have been appropriated, pledged or otherwise provided by such municipality or educational institution; providing that any life insurance company, under certain limitations, for the purpose of investing its surplus over and above the amount of its reserves and capital stock, may purchase and hold as collateral security, or otherwise, and sell and convey the capital stock, bonds, debentures, bills of exchange or other commercial notes or bills and securities of any solvent dividend paying corporation which has not defaulted in the payment of any of its obligations for a period of five (5) years, and declaring an emergency.

Be It Enacted by the Legislature of the State of Texas:

Section 1. That Article 4725, Revised Civil Statutes of Texas of 1925, as amended by the Acts of 1937, Forty-fifth Legislature, page 330, Chapter 168, be and the same is hereby amended so as to hereafter read as follows:

"Article 4725. May Invest in What Securities. A life insurance company organized under the laws of this State may invest in or loan upon the following securities, and none others, viz:

"1. It may invest any of its funds

and accumulations in the bonds of the United States or of any State, county, or city of the United States; or in any bonds, or interest bearing warrants issued by authority of law by any county, city, town, school district or other municipality or subdivision or by any educational institution of the State of Texas which is now or hereafter may be constituted or organized under the laws of this State, and is authorized to issue such bonds and warrants under the Constitution and laws of this State, provided legal provision has been made by a tax to meet said obligations, or in the bonds and warrants of any educational institution of the State of Texas, or any municipally owned water system or sewer system when special revenues to meet the principal and interest payments as they accrue upon such obligations shall have been appropriated, pledged or otherwise provided by such municipality or educational institution; or in any paving certificates issued by any city in the State of Texas and secured by a first lien on real estate; or in bonds issued under and by virtue of the Federal Farm Loan Act approved July 17, 1916, when such bonds are issued against and secured by promissory notes or obligations, the payment of which is secured by mortgage, deed of trust or other valid lien upon unencumbered real estate situated in this State; or in first mortgage bonds on real or personal property of any solvent corporation, and which has not at any time defaulted in the payment of interest on any of its obligations, but in no event shall the amount of such investment in the bonds of any one such corporation exceed five (5%) per cent of the admitted assets of the insurance company making the investment; or in interest bearing notes or bonds of the University of Texas issued under and by virtue of Chapter 40, Acts of the Forty-third Legislature, Second Called Session.

"2. It may loan any of its funds and accumulations, taking as security therefor such collateral as under the previous subdivision it may invest in. It may also make loans upon first liens upon real estate, the title to which is valid and the value of which is forty (40%) per cent more than the amount loaned thereon; or upon first liens upon leasehold estates in real property and improvements situ-

ated thereon, the title to which is valid, and the leasehold has not less than thirty (30) years to run before expiration; provided that the duration of any loan upon such leasehold estates shall not exceed a period of ten (10) years; or upon any obligation secured collaterally by any such first liens. If any part of the value of such real estate is in buildings, such buildings shall be insured against loss by fire for at least fifty (50%) per cent of the value thereof with loss clause payable to such company. It may also make loans upon the security of or purchase of its own policies. No loans on any policy shall exceed the reserve value thereof. No investment or loan, except policy loans, shall be made by any such insurance company, unless the same shall first have been authorized by the Board of Directors or by a committee charged with the duty of supervising such investments or loans. No such company shall subscribe to, or participate in, any underwriting of the purchase or sale of securities or property, or enter into any such transaction for such purpose, or sell on account of such company jointly with any other person, firm or corporation; nor shall any such company enter into any agreement to withhold from sale any of its property; but the disposition of its property shall be at all times within the control of its Board of Directors; provided that the provisions of this subdivision as to the value of the real estate compared to the amount loaned thereon and as to the duration of such loan shall not apply to loans secured by real estate which are insured under the provisions of Title II of the 'National Housing Act', enacted by Congress of the United States and approved by the President June 27, 1934.

"3. Any life insurance company of the State, for the purpose of investing its surplus or any part thereof, over and above the amount of its reserves and capital stock, may purchase and hold as collateral security, or otherwise, and sell and convey the capital stock, bonds, debentures, bills of exchange or other commercial notes or bills and securities of any solvent dividend paying corporation which has not defaulted in the payment of any of its obligations for a period of five (5) years, the current market value

of which such stock, bonds, debentures, bills of exchange, or other commercial notes or bills and securities shall be at all times during the continuance of such loan at least fifty (50%) per cent more than the sum loaned thereon; provided that no such company shall loan or invest in its own stock, nor more than five (5%) per centum of the amount of its capital and surplus in the stock of any corporation, and provided further that no such company shall invest any of its funds in any stock on account of which the holders or owners thereof may in any event, be or become liable to any assessment except for taxes, nor in the stock of any oil company or manufacturing company unless such corporation has capital stock of not less than Five Million (\$5,000,000.00) Dollars and unless such corporation has paid dividends for a period of five (5) years and has not defaulted in the payment of any of its debts for a period of five (5) years.

"That in any case in which a life insurance company organized under the laws of this State, shall reinsure the business and take over the assets of another life insurance company, either domestic or foreign, all investments of such reinsured company that were authorized, when made, by the laws of the State in which it was organized, as proper securities for investment of the funds of a life insurance company, and which are taken over by such reinsuring company, shall be considered as valid securities of such reinsuring company under the laws of this State, provided such investments are approved by the Board of Insurance Commissioners of this State, and same are taken over on terms satisfactory to said Board; and upon the condition that the Board of Insurance Commissioners shall have the power to require the reinsuring company to dispose of such investments upon such notice as it may deem reasonable."

Sec. 2. The fact that Texas life insurance companies have large sums of money to invest, and the fact that the law in force in Texas at this time is too restrictive and does not permit the investment of insurance funds in all of the securities provided for in this Act, and the further fact that it is desired that this Act shall take effect as soon as possible, creates an

emergency and an imperative public necessity, and that the Constitutional Rule requiring bills to be read on three several days in each House should be suspended, and said Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

On motion of Mr. Stinson, the Report was adopted by the following vote:

Yeas—123

Allen	Harrell of Lamar
Allison	Harris
Alsup	Hartzog
Bailey	Heflin
Baker	Holland
of Fort Bend	Howard
Baker of Grayson	Howington
Bell	Hull
Boethel	Hunt
Boyd	Isaacks
Boyer	Johnson of Tarrant
Bradbury	Keith
Bridgers	Kennedy
Broadfoot	Kern
Brown of Cherokee	Kerr
Brown	Kersey
of Nacogdoches	Kinard
Bundy	King
Burkett	Langdon
Burney	Lehman
Cauthorn	Leonard
Chambers	Leyendecker
Clark	Little
Cleveland	Lock
Cockrell	London
Coleman	McAlister
Colquitt	McDaniel
Colson, Mrs.	McDonald
Cornett	McFarland
Crossley	McMurry
Daniel	McNamara
Davis of Jasper	Mohrmann
Davis of Upshur	Monkhouse
Derden	Montgomery
Dickison	Newell
Dickson	Nicholson
Dowell	Oliver
Faulkner	Pace
Ferguson	Petsch
Fuchs	Pevehouse
Galbreath	Reader of Bexar
Gilmer	Reader of Erath
Gordon, Mrs.	Reaves
Hale	Reed
Hamilton	Rhodes
Hankamer	Riviere
Hardeman	Roach
Hardin	Roberts
Harp	Robinson
Harper	Russell
Harrell of Bastrop	Schuenemann

Segrist	Thornberry
Shell	Thornton
Skiles	Turner
Smith of Frio	Vale
Smith	Voigt
of Matagorda	Waggoner
Spencer	Weldon
Stinson	Wells
Stoll	Westbrook
Talbert	White
Tarwater	Wood
Taylor	Worley

Absent

Anderson	Mays
Bond	Morris
Bray	Pope
Celaya	Ragsdale
Corry	Smith of Hopkins
Dwyer	Tennant
Felty	Vint
Fielden	Winfree
Goodman	Wright
Loggins	

Absent—Excused

Blankenship	Johnson of Ellis
Bradford	Piner
Dean	Wilson
Donaghey	

HOUSE BILL NO. 55 ON FINAL
PASSAGE

The Speaker laid before the House, as unfinished business, on its final passage,

H. B. No. 55, A bill to be entitled "An Act requiring the Railroad Commission of Texas to prescribe rules and regulations governing the issuance of tickets and bills of lading by intrastate motor bus and truck carriers for transportation of passengers and property for hire; defining intrastate operators; preventing the use of bills of lading and passenger tickets by intrastate operators which have been issued by those engaged in intrastate and foreign commerce; providing penalties for the violation of the provisions of this Act; repealing all laws in conflict herewith, and declaring an emergency."

The bill having been read third time, on last April 14, with amendment by Mr. Goodman, pending.

Mr. Pope moved to table the amendment by Mr. Goodman.

The motion to table prevailed.

House Bill No. 55 was then passed by the following vote:

Yeas—96

Allen	King
Allison	Langdon
Bailey	Lehman
Baker	Leonard
of Fort Bend	Leyendecker
Bell	Little
Boethel	Lock
Boyd	London
Bradbury	McAlister
Brown of Cherokee	McFarland
Bundy	McMurry
Burkett	McNamara
Celaya	Monkhouse
Chambers	Oliver
Clark	Pevehouse
Cleveland	Pope
Cockrell	Reader of Bexar
Coleman	Reader of Erath
Cornett	Reaves
Crossley	Reed
Davis of Jasper	Rhodes
Davis of Upshur	Riviere
Dickison	Roach
Dickson	Roberts
Dowell	Robinson
Faulkner	Russell
Ferguson	Schuenemann
Fuchs	Shell
Galbreath	Smith of Frio
Gilmer	Smith
Gordon, Mrs.	of Matagorda
Hale	Spencer
Hamilton	Stinson
Hardeman	Stoll
Hardin	Talbert
Harp	Taylor
Harper	Tennant
Harrell of Bastrop	Thornberry
Harrell of Lamar	Thornton
Harris	Turner
Heflin	Vale
Holland	Vint
Hull	Weldon
Hunt	Wells
Isaacks	Westbrook
Johnson of Tarrant	White
Kern	Winfree
Kersey	Wood
Kinard	Worley

Nays—11

Baker of Grayson	Kennedy
Broadfoot	Kerr
Burney	Mohrmann
Cauthorn	Pace
Howington	Skiles
Keith	

Present—Not Voting

Brown
of Nacogdoches

Absent

Alsup	Howard
Anderson	Loggins
Bond	Mays
Boyer	McDaniel
Bray	McDonald
Bridgers	Montgomery
Colquitt	Morris
Colson, Mrs.	Newell
Corry	Nicholson
Daniel	Petsch
Dean	Ragsdale
Derden	Segrist
Dwyer	Smith of Hopkins
Felty	Tarwater
Fielden	Voigt
Goodman	Waggoner
Hankamer	Wright
Hartzog	

Absent—Excused

Blankenship	Johnson of Ellis
Bradford	Piner
Donaghey	Wilson

Mr. Pope moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 72 ON FINAL PASSAGE

The Speaker laid before the House, on its final passage,

H. B. No. 72, A bill to be entitled "An Act amending Chapter 277, Acts of the Regular Session of the Forty-second Legislature, as heretofore amended, designating said Act as the 'Motor Carrier Act of Texas' and adding the sections thereto contained in this Act, to be known as the 'Private Motor Carrier Act of Texas'; providing that said Motor Carrier Act shall not apply to a private carrier, as herein defined, except as specifically provided by this Act; defining a private carrier and stating the qualifications necessary to qualify as such; defining a fixed and established place of business; defining the term 'person'; defining the term 'Commission'; providing for certain exemptions from the terms of this Act; providing that the use of the highways by private carriers, as herein defined, shall not be regarded as the use of such highways for transporting property for compensation or hire; making it unlawful for a private carrier to operate without a permit, and that no such permit shall be issued until

the applicant shall have in all things complied with the requirements of this Act; etc., and declaring an emergency."

The bill having been read third time.

Mr. Hull offered the following amendment to the bill:

Amend House Bill No. 72, by striking out Section 102 as amended and substituting in lieu thereof the following:

"Sec. 102. (1) The term 'Motor Carrier' as herein defined and the term 'Private Carrier' shall not be held to include:

(a) Any person transporting his own farm implements, farm supplies, livestock, livestock feedstuffs, agricultural products, or wool and mohair from the area of production to the market, where no direct charge is made for the transportation of any such commodity.

(b) The transportation of household goods by the owner thereof on his own vehicle.

(c) Any person transporting his own logs from the place of production to a mill or a railroad loading point.

(d) Any person transporting milk or cream belonging to him from the farm where produced by him to a creamery or cheese factory in a motor vehicle owned by such person.

(2) The term 'Private Carrier' shall not include the transportation of petroleum products and incidental supplies used or sold in connection with the wholesale or retail sale of such petroleum products from the refinery or place of production or place of storage to the place of storage or place of sale and distribution to the ultimate consumer, in a motor vehicle owned and used exclusively by the marketer or refiner or owned in whole or in part and used exclusively by the bona fide consignee or agent of such single marketer or refiner, as well as the transportation of material, supplies and equipment for use in the petroleum business by the owner thereof in his own vehicle.

In the event this subsection is declared invalid, then such bona fide consignee or agent shall, for the purpose of this Act, be deemed owner of such petroleum products and incidental supplies.

Bona fide consignee or agent as used herein shall, for the purpose of this Act, be construed to mean a per-

son under contract with a single principal to distribute petroleum products to retail outlets in a limited territory, and only for such single principal."

Mr. Bond moved to table the amendment.

The motion to table prevailed.

House Bill No. 72 was then passed by the following vote:

Yeas—107

Allen	Kennedy
Allison	Kern
Alsup	Langdon
Bailey	Lehman
Baker	Little
of Fort Bend	Lock
Baker of Grayson	Loggins
Bell	London
Boethel	McAlister
Bond	McDaniel
Boyd	McDonald
Bradbury	McMurry
Bridgers	McNamara
Brown of Cherokee	Monkhouse
Bundy	Montgomery
Burkett	Morris
Burney	Newell
Cauthorn	Nicholson
Chambers	Oliver
Cleveland	Petsch
Cockrell	Pevehouse
Coleman	Pope
Cornett	Reader of Bexar
Corry	Reader of Erath
Daniel	Reaves
Davis of Jasper	Reed
Davis of Upshur	Rhodes
Derden	Riviere
Dickison	Roach
Faulkner	Roberts
Ferguson	Robinson
Fuchs	Russell
Galbreath	Schuenemann
Goodman	Shell
Gordon, Mrs.	Smith of Frio
Hale	Smith
Hamilton	of Matagorda
Hankamer	Spencer
Hardeman	Stinson
Hardin	Stoll
Harp	Talbert
Harper	Tarwater
Harrell of Lamar	Taylor
Harris	Tennant
Hartzog	Thornberry
Heflin	Thornton
Holland	Turner
Hull	Vale
Isaacks	Voigt
Johnson of Tarrant	Waggoner
Keith	Weldon

Wells
Westbrook
White
Winfree

Wood
Worley
Wright

Nays—12

Boyer
Crossley
Howington
Hunt
Kerr
Kersey

King
Leonard
Leyendecker
Mohrmann
Pace
Skiles

Present—Not Voting

Brown
of Nacogdoches

Absent

Anderson	Fielden
Bray	Gilmer
Broadfoot	Harrell of Bastrop
Celaya	Howard
Clark	Kinard
Colquitt	Mays
Colson, Mrs.	McFarland
Dickson	Ragsdale
Dowell	Segrist
Dwyer	Smith of Hopkins
Felty	Vint

Absent—Excused

Blankenship	Johnson of Ellis
Bradford	Piner
Dean	Wilson
Donaghey	

Mr. Hull moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

MOTIONS TO SET SENATE JOINT RESOLUTION NO. 12 FOR SPECIAL ORDER

Mr. Smith of Matagorda moved that Senate Joint Resolution No. 12 be set for special order at 10:30 o'clock a. m., next Tuesday.

The roll of the House was called, and the vote announced, as follows: Yeas, 82; Nays, 44.

A verification of the vote was requested.

Mr. Reader of Erath moved a call of the House, pending the verification, and the call was duly ordered.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted, as follows:

Yeas—85

Allison
Alsup

Bailey
Baker of Grayson

Bond	Kinard
Boyer	Lehman
Bradbury	Leonard
Broadfoot	Little
Brown of Cherokee	Lock
Brown	Loggins
of Nacogdoches	London
Bundy	McAlister
Burkett	McDaniel
Burney	McFarland
Celaya	McMurry
Chambers	Montgomery
Clark	Nicholson
Cleveland	Oliver
Cockrell	Pace
Coleman	Petsch
Colquitt	Pevehouse
Colson, Mrs.	Reader of Erath
Corry	Reed
Crossley	Rhodes
Davis of Jasper	Roach
Faulkner	Roberts
Ferguson	Russell
Fielden	Schuenemann
Fuchs	Shell
Galbreath	Skiles
Goodman	Smith of Frio
Hamilton	Smith of Hopkins
Hankamer	Smith
Hardin	of Matagorda
Harp	Spencer
Harper	Stinson
Harrell of Bastrop	Taylor
Harrell of Lamar	Thornton
Hartzog	Turner
Heflin	Vale
Holland	Voigt
Howington	Westbrook
Hull	White
Hunt	Winfree
Johnson of Tarrant	Worley
Kennedy	

Nays—45

Allen	Isaacks
Baker	Keith
of Fort Bend	Kern
Bell	Kerr
Boethel	Kersey
Boyd	King
Bray	Langdon
Bridgers	Leyendecker
Cauthorn	McNamara
Cornett	Mohrmann
Daniel	Newell
Davis of Upshur	Pope
Derden	Reader of Bexar
Dickison	Reaves
Gilmer	Riviere
Gordon, Mrs.	Robinson
Hale	Stoll
Hardeman	Talbert
Harris	Tarwater

Tennant	Weldon
Thornberry	Wells
Vint	Wood
Waggoner	Wright

Absent

Anderson	Mays
Dickson	McDonald
Dowell	Monkhouse
Dwyer	Morris
Felty	Ragsdale
Howard	Segrist

Absent—Excused

Blankenship	Johnson of Ellis
Bradford	Piner
Dean	Wilson
Donaghey	

(Pending the verification, Mr. Derden occupied the Chair, temporarily.)

(Speaker in the Chair.)

The Speaker announced that the motion to set Senate Joint Resolution No. 12 for special order, was lost (not receiving the necessary two-thirds vote).

REASON FOR VOTE

My reasons for voting to bring Senate Joint Resolution No. 12 upon the floor was to kill it and get it out of the way. It was obstructing real tax measures and needed killing so dead it could never be recalled.

GALBREATH.

Mr. Thornton moved that Senate Joint Resolution No. 12 be set for special order at 10:30 o'clock a. m., next Wednesday.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—77

Allison	Cleveland
Alsup	Cockrell
Bailey	Colquitt
Baker of Grayson	Colson, Mrs.
Boyer	Corry
Bradbury	Crossley
Broadfoot	Davis of Jasper
Brown of Cherokee	Dwyer
Brown	Ferguson
of Nacogdoches	Fielden
Bundy	Fuchs
Burkett	Galbreath
Burney	Gilmer
Celaya	Hamilton
Chambers	Hankamer
Clark	Hardin

Harp	Reader of Erath
Harper	Reed
Harrell of Lamar	Rhodes
Hartzog	Roach
Holland	Roberts
Howington	Russell
Hull	Schuenemann
Hunt	Shell
Johnson of Tarrant	Skiles
Kennedy	Smith of Frio
Lehman	Smith of Hopkins
Leonard	Smith
Little	of Matagorda
Lock	Spencer
London	Stinson
McDonald	Taylor
McFarland	Thornton
McMurry	Turner
Monkhouse	Vale
Montgomery	Voigt
Nicholson	Westbrook
Pace	Winfree
Petsch	Worley
Pevehouse	

Nays—53

Allen	Isaacks
Anderson	Keith
Baker	Kern
of Fort Bend	Kerr
Bell	King
Boethel	Langdon
Bond	Leyendecker
Boyd	Loggins
Bray	McNamara
Bridgers	Mohrmann
Cauthorn	Morris
Coleman	Newell
Cornett	Pope
Daniel	Reader of Bexar
Davis of Upshur	Riviere
Derden	Robinson
Dickison	Stoll
Dickson	Talbert
Dowell	Tarwater
Faulkner	Tennant
Felty	Thornberry
Goodman	Waggoner
Gordon, Mrs.	Weldon
Hale	Wells
Hardeman	White
Harris	Wood
Howard	Wright

Absent

Harrell of Bastrop	McDaniel
Heflin	Oliver
Kersey	Ragsdale
Kinard	Reaves
Mays	Segrist
McAlister	Vint

Absent—Excused

Blankenship	Johnson of Ellis
Bradford	Piner
Dean	Wilson
Donaghey	

REASONS FOR MY VOTE ON SENATE JOINT RESOLUTION NO. 12

"I voted not to take up Senate Joint Resolution No. 12 this morning and against the motion this afternoon to set it at special order next Tuesday, 10:30 a. m., for the reason that I believe that the people of Texas want this Legislature to pass a bill during this session. The House has already passed a bill that will raise sufficient money to take care of our Social Security proposition. This bill is in the Senate and awaits an action. A bill passed by this Legislature by a two-third vote, the vote needed to submit a Constitutional amendment, will go into immediate effect upon the adjournment of the Legislature and begin raising money for Social Security purposes now. The submission of the Constitutional amendment will delay our desired program at least five or six months. I, personally, do not want to see us have to wait that long to begin raising money to pay the old people of Texas.

I further voted, as I did today, for the reason that this Legislature has the full power now to pass money raising measures for Social Security purposes, and I am willing to assume this responsibility. I believe that the people of my district expected me to assume this responsibility when I was elected, and I am perfectly willing to do so.

This Constitutional amendment also places the ceiling upon the amount of money that can be raised for Social Security purposes. Should this ceiling be written into our Constitution and prove to be unsatisfactory, eleven (11) Members of the Senate can forever block its repeal. I do not believe that the majority of the people of Texas want such a measure written into our Constitution that will permit eleven Senators to block its repeal or increase in the amount of money that can be raised. It is highly probable that in the years to come the number of old people in Texas will increase, and if the number of old people in Texas increase, the amount

of money needed to pay them will increase. The amendment itself says that in case the money provided for herein is not sufficient that the payments to the individual old people should be reduced proportionately.

KERN.

BILLS ORDERED NOT PRINTED

(By unanimous consent)

On motion of Mr. Kinard, Senate Bills Nos. 438 and 439 were ordered not printed.

On motion of Mr. Pope, House Bill No. 1036 was ordered not printed.

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL NO. 9

The Speaker announced the appointment of the following Conference Committee on Senate Bill No. 9:

Messrs: Hardin, Alsup, Brown of Cherokee, Rhodes and Kern.

ADJOURNMENT

Mr. Anderson moved that the House adjourn until 10:00 o'clock a. m., next Monday.

Question recurring on the motion to adjourn, yeas and nays were demanded.

The motion to adjourn prevailed by the following vote:

Yeas—76

Allen	Faulkner
Anderson	Felty
Baker	Ferguson
of Fort Bend	Galbreath
Boethel	Gilmer
Bond	Goodman
Boyer	Hankamer
Bridgers	Hardin
Broadfoot	Harp
Brown of Cherokee	Harper
Burney	Harrell of Lamar
Cauthorn	Hartzog
Celaya	Howard
Clark	Hull
Cockrell	Isaacks
Colquitt	Johnson of Tarrant
Colson, Mrs.	Kennedy
Cornett	Kerr
Davis of Upshur	Kinard
Dickison	King
Dickson	Little
Dowell	Loggins
Dwyer	London

McAlister
McDaniel
McFarland
McMurry
Mohrmann
Monkhouse
Montgomery
Morris
Newell
Nicholson
Pace
Ragsdale
Reader of Bexar
Reed
Riviere
Roberts

Robinson
Schuenemann
Segrist
Shell
Smith
of Matagorda
Stinson
Stoll
Talbert
Tarwater
Thornton
Vale
Vint
Voigt
Winfree
Worley

Nays—60

Allison	Langdon
Alsup	Lehman
Bailey	Leonard
Baker of Grayson	Leyendecker
Bell	Lock
Boyd	McNamara
Bradbury	Oliver
Bray	Petsch
Brown	Pevehouse
of Nacogdoches	Pope
Burkett	Reader of Erath
Chambers	Reaves
Cleveland	Rhodes
Corry	Roach
Crossley	Russell
Daniel	Skiles
Davis of Jasper	Smith of Frio
Derden	Smith of Hopkins
Fielden	Spencer
Fuchs	Taylor
Gordon, Mrs.	Tennant
Hale	Thornberry
Hardeman	Turner
Harris	Waggoner
Heflin	Weldon
Holland	Wells
Howington	Westbrook
Hunt	White
Keith	Wood
Kern	Wright
Kersey	

Absent

Bundy	Harrell of Bastrop
Coleman	Mays
Hamilton	McDonald

Absent—Excused

Blankenship	Johnson of Ellis
Bradford	Piner
Dean	Wilson
Donaghey	

The House, accordingly, at 4:00 o'clock p. m., adjourned until 10:00 o'clock a. m., next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolution, as follows

Municipal and Private Corporations: House Bills Nos. 196, 1032; Senate Bills Nos. 438 and 439.

Game and Fisheries: House Bills Nos. 440 and 995.

Interstate Cooperation: Senate Bill No. 41.

School Districts: House Bills Nos. 1028 and 1036.

Appropriations: House Bill No. 993.

Livestock and Stock Raising: House Bill No. 900.

Judiciary: House Bill No. 1008.

Constitutional Amendments: House Joint Resolution No. 42.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, April 28, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 978, "An Act amending House Bill No. 11, Acts of the Regular Session, Forty-sixth Legislature, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, April 28, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 484, "An Act to amend Article 2687, Revised Civil Statutes of Texas, 1925, as amended by Acts of the Forty-fifth Legislature, 1937, Regular Session, page 644, Chapter 315, Section 1, as amended by Acts of the Forty-fifth Legislature, 1937, Regular Session, page 204, Chapter 108, Section 1, as amended by Acts of the Forty-fifth Legislature, 1937, Regular Session, page 795, Chapter 389, Section 1, by adding a new Section to be known as Article 2687e,

prescribing the time of meeting of the County Board of School Trustees in counties containing a population of not less than thirty-seven thousand, five hundred (37,500) and not more than thirty-eight thousand, six hundred (38,600), according to the last preceding Federal Census and each succeeding Federal Census; providing for their compensation; providing the fund from which same shall be paid; providing this Act shall be cumulative of all existing laws on this subject but this Act shall apply where in conflict therewith, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

SIXTY-FIFTH DAY

(Monday, May 1, 1939)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Morse.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Colquitt
Allen	Colson, Mrs.
Allison	Cornett
Alsup	Corry
Anderson	Crossley
Bailey	Daniel
Baker	Davis of Jasper
of Fort Bend	Davis of Upshur
Baker of Grayson	Dean
Bell	Derden
Blankenship	Dickison
Boethel	Dickson
Bond	Donaghey
Boyd	Dowell
Boyer	Dwyer
Bradbury	Faulkner
Bradford	Felty
Bridgers	Ferguson
Broadfoot	Fielden
Brown of Cherokee	Fuchs
Brown	Galbreath
of Nacogdoches	Gilmer
Bundy	Goodman
Burkett	Gordon, Mrs.
Burney	Hale
Cauthorn	Hamilton
Celaya	Hankamer
Chambers	Hardeman
Clark	Hardin
Cleveland	Harp
Cockrell	Harper